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OFFICE OF PETITIONS

In re Application of :
Riedel et al. :
Application No.: 09/972385 :
Filing or 371(c) Date: 10/05/2001 :
Attorney Docket Number: :
10014506-1 : **ON PETITION**

This is a decision on the correspondence filed March 16, 2007, asserting that the final office action was never received, and requesting re-mailing thereof. The correspondence is properly treated as a Petition to Withdraw Holding of Abandonment under 37 C.F.R. 1.181.

This Petition is hereby **granted**.

The above-identified application became abandoned for failure to timely and properly reply to the final Office action, mailed February 3, 2006. The Office action set a three (3) month period for reply. No reply having been received, the application became abandoned on May 4, 2006. A Notice of Abandonment was mailed December 12, 2006.

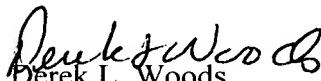
With the instant petition, Applicant has demonstrated non-receipt of the Office Action by a preponderance of the evidence.

In view of the foregoing, the petition is **granted**. The holding of abandonment is hereby withdrawn.

No petition fee has been charged and none is due.

The application will be referred to Technology Center Art Unit 2137 for re-mailing of the Office action.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.


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Office of Petitions